

1:24-cv-67-TWP-MKK

FILED

12/28/2023

U.S. DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
Roger A.G. Sharpe, Clerk12-28-23 by S.L. - 15 pages.
(date) (initials) (num)PETITION UNDER 28 U.S.C. § 2241 FOR WRIT OF HABEAS CORPUS
BY A PERSON IN STATE CUSTODY SEEKING REVIEW OF PRISON DISCIPLINARY SANCTION

Court: United States District Court	District: Southern District of Indiana
Name: Watkins, Christian	Docket or Case No.: ISR23-04-0029
Place of Confinement: Pendleton Correctional Facility	Prisoner ID No.: 129307
Name of Petitioner: Watkins, Christian	Name of Respondent (Superintendent having custody of petitioner): Dennis Regale
The Attorney General of the State of: Indiana	

PETITION

1. Name and location of prison disciplinary body that determined guilt of conviction under attack: Disciplinary Hearing Board (DHB), Pendleton Correctional Facility, 4490 W. Reformatory Road, Pendleton, Indiana, 46064-9001.
2. Date of judgment of conviction: 4-10-23
3. Sanction(s) imposed: D/S for 1 yr, Lost 2 Credit Classes, Lost All Privileges for 45 Day, Lost 6043 Good time Days Lost over 20 Years Good Time.
4. Nature of all infractions (rule violations) involved: Battery on Staff

5. What was your plea? (Check one)

(a) Not Guilty (b) Guilty (c) Nolo contendre

6. If you pleaded not guilty, what kind of hearing did you have? (Check one)

(a) Hearing Officer (b) Full Hearing (c) Other Specify

X One Hearing officer popped up while I was naked in Shower DID Hearing,

7. Did you testify at the disciplinary hearing? Yes No

8. Did you appeal the decision of guilt and imposition of sanctions? Yes No

9. If you did appeal, answer the following:

(a) Name and title of institutional reviewing authority: Christina Conyers Faculty head

(b) Result of appeal: Denied

(c) Date of result: 6/02/23

(d) Grounds raised: "I T pled Not Guilty"

Hearing officer Lied Falsefied State Forms
Same I Plead Guilty

(e) If you sought review from any denial of your appeal from a high reviewing authority, ^{Appeal Reviewer} _{Office of} Deborah Pearson
answer the following:

(i) Name and title of higher reviewing authority: Christina Conyers Faculty head

(ii) Result of higher appeal: Denied

(iii) Date of result: 6/02/2023

(iv) Grounds raised: Same as Above.

10. Other than administrative appeals from the judgment of conviction and sanction(s), have you previously filed any petitions, applications or motions with respect to this disciplinary sanction in any court, state or federal? Yes No

11. If your answer to Question 10 was "Yes," please give the following information:

(1) Name of court: _____

(2) Nature of proceeding: _____

(3) Grounds raised: _____

(4) Did you receive an evidentiary hearing on your petition, motion or application?

Yes No

(5) Result: _____

(6) Date of result: _____

(7) Did you appeal to the highest state court having jurisdiction of the result of action taken on any petition, motion or application? Yes No

(8) If you did *not* appeal from any adverse action of any petition, motion or application, explain briefly why you did not:

12. State *concisely* every ground on which you claim that you are being held unlawfully. Summarize *briefly* the facts supporting each ground. If necessary, you may attach pages stating additional grounds and facts supporting the same. CAUTION: In order to proceed in federal court, you must ordinarily first exhaust all available administrative appellate remedies as to each ground on which you request action by the federal court. If you fail to set forth all grounds in this petition, you may be barred from presenting additional grounds at a later date.

A. Ground One: I DID NOT Plead Guilty

I Said NOT Guilty/ no Comment
At hearing.

Supporting FACTS (state *briefly* without citing cases or law): Hearing Officer

Lied Said I plead Guilty when I ABSOLUTELY DID NOT. And my Supporting facts are. He Wanted me to Sign The Report of Disciplinary Hearing form after hearing. I refused Because I Didn't Plead guilty. And Per Policy when an Inmate Refuses to Sign The Form, Hearing Officer IS Supposed to Get ANOTHER STAFF to Witness

That inmate Refused to Sign And Why? He
DIDN'T Do That, Because I told CPO he asked
That I wasn't singing it Because he was Saying
I Pland Guilty when I DID not. And
That he Shouldnt Sign it either, And That
CPO Said he was staying out of whole mess!
WAS not Gony Falsify State Document!

B. Ground Two: Hearing Officer WAS not IMPARTIAL
~~If~~ Anything his actions Show he was
100% BiAS AGAINST me.

Supporting FACTS (state briefly without citing cases or law): He lied About
me Saying not Guilty, Didn't follow policy Regarding
Singing The State forms, Refused me ACCESS to
Evidence Listed on Disciplinary Report, He
took 6043 Good Days, Plus 2 Credit Classes,
About 20 years added to Sentence, This is
An IDoc Employee totally BiAS. And The
Reason I think he Ensnared my plea is
~~#1~~ He Could and wanted to, ~~#2~~ Doesn't
have to look at real reason it happened.
The Evidence, IT Aint right A IDoc Employee

Can have That Kind of power All Alone, without witness or verification, of Any Kind

C. Ground Three: Clearly Stated on my Disciplinary Appeals, First Sentence "I Said not Guilty" And Both appeals were Denied

Supporting FACTS (state briefly without citing cases or law): Faculty level Appeal (Denied) She Said "I See zero due process errors" Appeal Down State Says "due process of this Case appears to Be true and accurate" They Both totally ignored my claim of pleading not guilty. It's simple if I had Plead guilty I would have Signed the Report. And it would Be witnessed by another staff member, not just Bias hearing officer with more power than the Courts. Because he don't even have to keep accurate records and facts, everything he did he could have just wrote the truth I plead not guilty. But he was going to find me guilty.

D. Ground Four: This Prison Has a Bad Problem of not following procedures.

Supporting FACTS (state briefly without citing cases or law): Staff at this Facility Falsify all kinds of forms.
By writing some weird excuse where our Signature is supposed to go on State forms.
When ever we don't agree with them,
They do it on property forms, medical Refusals, Passes, Parcels, Classification Forms,
But this has gone to far I swear under penalty of perjury. I Plead not guilty/no comment. I followed policy.
Singed my forms. A lone STAFF member Shouldnt Be allowed to give me 20 + more years in Prison. Without Due Process And with out any kind of over sight.

13. If any of the grounds listed in ¶ 12A, B, C and/or D were not previously presented in your administrative appeal, state briefly what grounds were not presented and give your reasons for not presenting them: my Appeal is Exact same at both levels

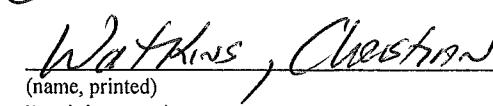
14. Do you have any petition, motion, application or appeal now pending in any court or before any administrative hearing body, either state or federal, as to the disciplinary action under attack?

Yes No

15. Give the name and prison identification number or title of any inmate or staff law advocate who represented you in the following stages of the disciplinary proceeding under attack:

- a. Disciplinary hearing: _____
- b. Institutional level appeal: _____
- c. Higher level appeal: _____

WHEREFORE, Petitioner prays that the Court grant petitioner relief to which petitioner may be entitled in this proceeding.


(signature)

(name, printed)
Petitioner / Pro se

AFFIRMATION

I, the undersigned, declare (or certify, verify, or state) under penalty of perjury that the foregoing representations are true and correct to the best of my personal knowledge and belief; and, that this Petition for Writ of Habeas Corpus was placed in the mailing system on the below executed date.

Executed on this 5 day of December 2023


(signature)

Christopher Watkins
(name, printed)

Petitioner / Pro se

IDOC # 129307
Pendleton Correctional Facility
4490 W. Reformatory Road
Pendleton, Indiana 46064-9001